

# **ABSTRACT OF THE INVENTION**

**marked to show changes**



## ABSTRACT OF THE INVENTION

A video gaming device and method for wagering on a virtual football game comprising a video ~~touch screen or display and a selector control panel~~ including a plurality of selector control keys to selectively generate a  
5 ~~corresponding plurality game selection and control signals including play~~  
~~selections and wagering selections, and a microprocessor including game~~  
~~data comprising a plurality of wager selections~~ touch screen or display and a  
selector control panel including a plurality of selector control keys to selectively  
generate a corresponding plurality game selection and control signals  
10 including play selections and wagering selections, and a microprocessor  
including game data comprising a plurality of wager selections ~~including a first~~  
~~and second set of wagers wherein the first set of wagers is a plurality of game~~  
~~period wager selections and the second set of wagers is a plurality of play~~  
~~wager selections, a plurality of play selections including a first and second set~~  
15 ~~of proposition play selections wherein the first set of proposition play~~  
~~selections comprises a plurality of sets of selectable plays and the second set~~  
~~of proposition play selections comprises a set of selectable plays selected~~  
~~from the first set of proposition play selective,~~ a plurality of play selections and  
a predetermined game plan and predetermined game situation profile; a data  
20 processing section including logic to receive the game selection signals from  
the selector ~~control keys to generate display signals~~ control to generate  
display signals in response to the game selection signals to be displayed on

~~the video screen or display in response to~~ the video screen in response to  
operator input from the selector ~~control keys and to generate game play~~  
control and to generate game play images on the video ~~screen or display of~~  
~~individual selected play selected from the first and second set of proposition~~  
5 ~~play selections~~ screen of an individual selected play against the programmed  
game plan of offensive or defensive plays and the programmed game situation  
profile and display the wagering results.

## **R E M A R K S**

The outstanding Office Action of March 28, 2007 rejects the Claims under 35 U.S.C. 101, Claims 1 through 10 under 35 U.S.C. 102(b) and Claims 1 through 28 under 35 U.S.C. 103. In addition, Claims 5 through 28 are rejected under 35 U.S.C. 112. The application has been amended in response to Examiner Sager's comments and is now believed to be in condition for allowance.

Specifically, newly submitted independent Claim 29, Claims 1 through 3, 6 and 7 combined in rewritten form, defines a video gaming device for wagering on a virtual football game comprising a video screen and a selector control panel including a plurality of selector control keys to selectively generate a corresponding plurality of game selection and control signals including play selection and wagering selections, and a microprocessor including game data comprising a plurality of wager selections including a plurality of play wager selections, a plurality of play selections, and a game plan and game situation profile and a data processing section including logic to receive the game selection signals from the selector control keys to generate display signals in response to the game selection signals to be displayed on the video screen in response to operator input from the selector control keys and to generate a game play image on the video screen of the selected play executed against the game plan and the game situation profile and display the wagering results. The plurality of wager selections further includes a plurality of period wager selections, the plurality of play selections includes a plurality of sets of the play selections. The selector control

panel comprises a plurality of selector control keys to generate game selections signals including play selections and wagering selections and wager/payment mechanism comprises a plurality of apertures to receive payment by the game player and means to generate a payment signal. The microprocessor includes game data comprising a plurality of wager selections and a plurality of play selections and a data processing section including logic receives the game selection signals from the selector control keys and payment signals from the wager/payment mechanism and to generate display signals in response to the game selection signals and payment signals to be displayed on the video screen in response to operator input from the selector control keys and wage information in response to input from the wager/payment mechanism, and to generate game play images on the video screen of individual selected play executed against the game plan of offensive or defensive plays and a game situation profile and display the wagering results.

Admittedly, Giobbi, Chichester and Lermusiaux disclose electronic football games or games of chance. However, none of the references either teach or suggest the structure claimed in newly submitted independent Claim 29. Accordingly, newly submitted independent Claim 29 is believed allowable and such is respectively requested.

Moreover, newly submitted dependent Claims 30 through 32 depend either directly or indirectly from newly submitted independent Claim 29. While each contains additional structural elements, each of these dependent claims contains all

the structural elements of newly submitted independent Claim 29 and therefore is also believed in condition for allowance.

The application has been amended in response to the Examiner's comments and is now believed to be in condition for allowance.

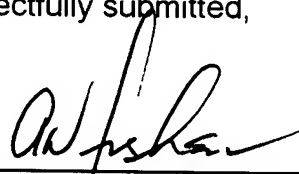
**Attached is an ABSTRACT OF THE INVENTION marked to show changes, a clean copy of the ABSTRACT OF THE INVENTION, and a complete listing of all claims in ascending numerical order. Each claim has been provided with the proper status identifier.**

In view of the amendments contained herein and the discussion in support thereof, allowance of this application is respectfully requested.

The substitute application is identical to the originally filed application except the spacing which was changed at the direction of the Patent Office.

Notwithstanding, in the event that this response does not completely and fully address the matters and issues set forth in the outstanding Office Action, Examiner Sager is invited to contact Applicant's attorney by telephone in order to expeditiously conclude this prosecution.

Respectfully submitted,



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